

01-03-02

J1129 U.S. PTO  
12/24/01

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new non-provisional applications under 37CFR§1.53(b))

Attorney Docket No.	HME/7679.012
First Inventor or Application Identifier	Yunik Chang
Title	AQUEOUS COMPOSITIONS CONTAINING METRONIDAZOLE
Express Mail Label No.	EL915417778US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

Assistant Commissioner for Patents  
Box Patent Application  
Washington, D.C. 20231

1. <input checked="" type="checkbox"/> *Fee Transmittal Form (e.g. PTO/SB/17) <i>(Submit an original and a duplicate for fee processing)</i>	5. <input type="checkbox"/> Microfiche Computer Program (Appendix)
2. <input checked="" type="checkbox"/> Specification <span style="float: right;">Total pages 22</span>	6. Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i> <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> Computer readable copy</li> <li>b. <input type="checkbox"/> Paper copy (identical to computer copy)</li> <li>c. <input type="checkbox"/> Statement verifying identity of above copies</li> </ul>
ACCOMPANYING APPLICATION PARTS	
3. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) <span style="float: right;">[Total Pages 1</span>	7. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))
4. Oath or Declaration <span style="float: right;">[Total Pages 2</span>	8. <input type="checkbox"/> 37 CFR §3.73(b) Statement <input type="checkbox"/> Power of Attorney <i>when there is an assignee</i>
a. <input type="checkbox"/> Newly executed (original or copy)	9. <input type="checkbox"/> English translation document ( <i>if applicable</i> )
b. <input type="checkbox"/> Copy from a prior application (37 CFR §1.63(d)) <i>(for continuation/divisional with Box 16 completed)</i> <ul style="list-style-type: none"> <li>i. <input type="checkbox"/> <u>Deletion of Inventor(s)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR §§1.53(d)(2) and 1.33(b)</li> </ul>	10. <input type="checkbox"/> Information Disclosure Statement (IDS) /PTO 1449 <input type="checkbox"/> Copies of IDS Citations
11. <input type="checkbox"/> Preliminary Amendment	
12. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(should be specifically itemized)</i>	
13. <input checked="" type="checkbox"/> *Small Entity Statements <input type="checkbox"/> Statement filed in prior application. <i>(PTO/sb/09-12)</i> Status still proper and desired.	
14. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i>	
15. <input type="checkbox"/> Other	

Note for Items 1 & 13: In order to be entitled to pay small entity fees, a small entity statement is required (37 CFR §1.27), except if one filed in a prior application is relied upon (37 CFR §1.28).

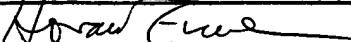
16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment

 Continuation  Divisional  Continuation-in-part (CIP) of prior application No.:

Prior application information: Examiner \_\_\_\_\_ Group No./Art Unit \_\_\_\_\_

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 17. CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number or Bar Code Label	(Insert customer number or attach bar code label here)			or <input checked="" type="checkbox"/> Correspondence address below
Name	Howard Eisenberg, Esq.			
Address	601 S.W. Second Avenue, Suite 1600			
City	Portland	State	Oregon	Zip Code 97204
Country	U.S.A.	Telephone	(503) 227-5631	FAX (503) 228-4373
Name (print type)	Howard M. Eisenberg		Registration No. (Attorney/Agent)	36,789
Signature			Date	December 24, 2001

J1040 U.S. PTO  
10/033835

12/24/01

# FEE TRANSMITTAL

## for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT **\$611**

Complete If Known	
Application Number	
Filing Date	December 24, 2001
First Named Inventor	Yunik Chang
Examiner Name	
Group/ Art Unit	
Attorney Docket No.	HME/7679.012

### METHOD OF PAYMENT (check one)

1.  The Commissioner is hereby authorized to charge the indicated fees and credit any over payments to:

Deposit Account Number **50-1773**

Deposit Account Name **Howard Eisenberg, Esq.**

Charge any additional fee required under 37 CFR 1.16 & 1.17

2.  Payment Enclosed

Check  Credit Card  Money Order  Other

### FEE CALCULATION

#### 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	355
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	
SUBTOTAL (1)					<b>\$355</b>

#### 2. EXTRA CLAIM FEES

		Extra Claims	Fee from below	Fee Paid
Total Claims	44	-20**	= 24 x 9 =	216
Indep. Claims	4	- 3**	= 1 x 40 =	40
Multiple Dependent				0

\*or number of previously paid, if greater. For reissues, see below.

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	**Reissue independent claims over original patent
110	18	210	9	*Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)				<b>\$256</b>

FEE CALCULATION (continued)					
3. ADDITIONAL FEES					
Large Entity Small Entity					
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
105	130	205	65	65 Surcharge - late filing fee or oath	
127	50	227	25	25 Surcharge-late provisional filing fee or cover sheet	
139	130	139	130	130 Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	920* Requesting publication of SIR prior to Examiner action	
113	1840*	113	1840*	1840* Requesting publication of SIR after Examiner action	
115	110	215	55	55 Extension for reply within first month	
116	390	216	195	195 Extension for reply within second month	
117	890	217	445	445 Extension for reply within third month	
118	1,390	218	695	695 Extension for reply within fourth month	
128	1,890	228	945	945 Extension for reply within fifth month	
119	310	219	155	155 Notice of Appeal	
120	310	220	155	155 Filing a brief in support of an appeal	
121	270	221	135	135 Request for oral hearing	
138	1,510	138	1,510	1,510 Petition to institute a public use proceeding	
140	110	240	55	55 Petition to revive - unavoidable	
141	1,240	241	620	620 Petition to revive - unintentional	
142	1,240	242	620	620 Utility issue fee (or reissue)	
143	440	243	220	220 Design issue fee	
144	600	244	300	300 Plant issue fee	
122	130	122	130	130 Petitions to the Commissioner	
123	50	123	50	50 Petitions related to provisional applications	
126	240	126	240	240 Submission of Information Disclosure Statement	
581	40	581	40	40 Recording each patent assignment per property (times number of properties)	
146	710	246	355	355 Filing a submission after final rejection (37 C.F.R. 1.129(a))	
149	710	249	355	355 For each additional invention to be examined (37 C.F.R. 1.129(b))	
169	900	169	900	900 Request for Expedited Examination of a Design Application	
Other (specify)					

\* Reduced by Basic Filing Fee Paid **\$0** SUBTOTAL (3) **\$0**

### SUBMITTED BY

Complete (if applicable)

Name (print type)	Howard Eisenberg	Registration No.	36,789	Telephone	(503) 227-5631
Signature		Date	December 24, 2001		

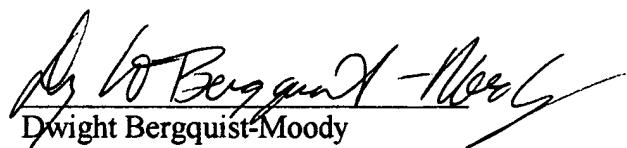
CERTIFICATE OF MAILING

BY "EXPRESS MAIL"

Express Mail No.: EL915417778US

Date of Deposit : December 24, 2001

I hereby certify that the design patent application attached hereto entitled  
AQUEOUS COMPOSITIONS CONTAINING METRONIDAZOLE (22 pages plus 1 drawing  
sheet), Yunik Chang and Gordon J. Dow, inventors, together with Fee Transmittal form  
(duplicate), Utility Patent Application Transmittal form, Declaration and Power of Attorney  
(unexecuted), and the required fees (Credit Card Payment Form), is being deposited with the  
United States Postal Service "Express Mail to Addressee" on the date indicated above and is  
addressed to: Box Patent Application, U.S. Patent and Trademark Office P.O. Box 2327,  
Arlington, VA 22202.

  
Dwight Bergquist-Moody